

CITY OF MILFORD  
REGULAR MEETING  
AUG 6, 2002  
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Community Room in said City on the 6<sup>th</sup> day of August 2002 at 7:30 P.M. Present were: Mayor J. Elaine Plessel; Council members Scott Burroughs, Gary Cooper, Lyle Neal; Attorney Robert Blevens; Chief of Police Forrest Siebken; City Clerk Jeanne Hoggins. Absent: Rick Fortune. Also present: Craig Vincent & Mike Damon with N.P.P.D., Tom McCall, Bill Abts with Ameritas, Maury Hansen, Dean Bruha, Bob Anderson and Maintenance Supt. Mark Frey.

Notice of the meeting was given in advance thereof by publishing in the Milford Times; a designated method for giving notice, as shown by the Affidavit of publication attached to these minutes. Notice of this meeting was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

**CALL TO ORDER:** Mayor Plessel called the meeting to order at 7:30 pm.

**MINUTES:** A motion was made by Cooper and seconded by Neal to approve the minutes of the July 2, 2002 meeting. Roll call vote: Cooper yes, Neal yes, Burroughs yes, Fortune absent. Motion carried.

A motion was made by Burroughs and seconded by Cooper to approve the minutes of the July 11, 2002 meeting. Roll call vote: Burroughs yes, Cooper yes, Fortune absent, Neal yes. Motion carried.

A motion was made by Neal and seconded by Burroughs to approve the minutes of the July 24, 2002 meeting. Roll call vote: Neal yes, Burroughs yes, Cooper yes, Fortune absent. Motion carried.

**PAYMENT OF BILLS:** A motion was made by Neal and seconded by Cooper that the following bills in the amount of \$56,134.26 approved by the Auditing Committee be approved for payment. Roll call vote: Neal yes, Cooper yes, Burroughs yes, Fortune absent. Motion carried.

**SALARIES:**

35257	Mark Frey	1069.36
35258	Forrest K. Siebken	1013.76
35259	Mavis Lynn Ferris	27.48
35260	Jeanne M. Hoggins	903.32

35261	Gary Lee TeSelle	700.12
35262	Scott Dean Fosler	963.40
35263	Robert L. Hull	806.73
35264	Beverly J. Wehrs	402.41
35265	Edna A. Riedl	265.45
35266	David R. Dahle	731.98
35267	Louis J. Bialas	762.96
35268	Pamela J. Slama	275.57
35269	Bryce Roth	279.08
35270	Arlene F. Sieck	530.71
35271	Lucy B. Honig	221.53
35272	William J. Sauer	162.43
35273	Marcus A. Siebken	335.37
35274	Amanda R. Fichtner	586.26
35275	Jamie L. Opfer	568.27
35276	Sheri J. Condreay	348.44
35277	Dustin R. Lindgren	221.92
35278	Melissa McCall	296.40
35279	Jessie J. Danekas	157.27
35280	Zachary D. Eden	134.38
35281	Bryce C. Johnson	787.64
35282	Philip Winkelmann	806.74
35283	Kendra M. Hoggins	107.92
35284	Patricia A. Whitney	405.65
35285	Joel J. Condreay	321.30
35358	Mark Frey	1091.28
35359	Forrest K. Siebken	1013.76
35360	Mavis Lynn Ferris	27.48
35361	Stephanie A. Chicoine	62.34
35362	Jeanne M. Hoggins	903.32
35363	Gary Lee TeSelle	874.38
35364	Scott Dean Fosler	879.26
35365	Robert L. Hull	676.91
35366	Beverly J. Wehrs	434.43
35367	Edna A. Riedl	290.35
35368	David R. Dahle	753.75
35369	Louis J. Bialas	762.96
35370	Pamela J. Slama	270.70
35371	Bryce Roth	405.85
35372	Arlene F. Sieck	543.48
35373	Lucy B. Honig	268.17

35374	William J. Sauer	52.59
35375	Marcus A. Siebken	380.65
35376	Amanda R. Fichtner	618.74
35377	Jamie L. Opfer	568.27
35378	Sheri J. Condreay	405.36
35379	Dustin R. Lindgren	395.77
35380	Melissa McCall	592.79
35381	Jessie J. Danekas	133.08
35382	Zachary D. Eden	153.09
35383	Bryce C. Johnson	694.20
35384	Philip Winkelmann	694.20
35385	Kendra M. Hoggins	301.01
35386	Patricia A. Whitney	405.65
35387	Joel J. Condreay	390.56
35389	Gary W. Cooper	138.53
35390	Roger L. Kness	303.22
35391	Joyce Elaine Plessel	184.70
35392	Ricky Gene Fortune	138.53
35393	Scott C. Burroughs	138.53
35394	Emerson L. Neal	138.53

**GENERAL FUND:**

35256	U.S. Postmaster – Utility Billing Postage	209.80
34902	AFLAC – Disability, Accident, Cancer Supplement	152.90
35286	Ameritas Life Insurance Corp – Retirement	1244.89
35287	Alltel – Cellular, Pager, Pay Phone, Internet for June	161.37
35288	Alltel – Long Distance for June	1.80
35289	Les Amory – Ump Jr, Pee Wee and Ponys	115.00
35290	Nick Bernasek – Ump 10’s, 12’s and 16’s	215.00
35291	Scott Burroughs – Reimburse Paint, Tie Downs	78.80
35292	Craig Bontrager – Ump 10’s, 12’s & Jr Pee Wee	195.00
35293	Butchs Welding – Alum Tread Plate, Labor on ’74	27.44
35294	City of Milford – Supplies, Postage, Dry Ice, Mtg	55.10
35295	Clint’s Service Shop – Chains, Sharpen Blades	117.30
35296	Culligan Water Conditioning – Soft Water	17.00
35297	Dorchester Coop – Gas/Diesel for June, Stems, Labor	955.29
35298	Dept of Labor – Boiler Inspection	75.00
35299	Eakes Office Plus – Ribbon, Paper, Tape, Cartridge	167.35
35300	Gall’s Inc – Keepers, Whip It Pad	36.97
35301	The Garbage Company – Garbage Pickup for June	87.00
35302	Graham Tire Lincoln North – 4 Tires	241.00
35303	Great Plains-One Call – Emer, Locate, Req, Surcharge	18.83

35304	Mike Grein – Ump 12’s	120.00
35305	Ashley Harris – Ump 12’s & 10’s Tournament	185.00
35306	Bryce Johnson – Ump Pony Tournament	150.00
35307	Kep Harding Sport – Chin Straps, Bases, Softballs	162.65
35308	Sport Supply Group – Anchor Plugs, Masks	74.93
35309	Milford A/C & Appliance – Floor Register	32.90
35310	Scott Metzler – Ump 12’s, 10’s Tournament	240.00
35311	Milford Plumbing Inc – Hose, Sloan A-36-A	118.15
35312	The Milford Times – Mtgs, Min, Env, Ads, Bids	607.61
35313	Milford Volunteer Fire Dept – State EMS Confer	860.00
35314	Midwest Radar & Equipment – Radar Cert x2	90.00
35315	Miller-Monroe Co – Increase Bldg Valuations	152.00
35316	NE Dept of Revenue – Sales Tax for June	1675.61
35317	NE Motor Parts – Jumper Cables, Drill Bit, Battery	105.38
35318	NE Public Power District – Service for June	5660.54
35319	NE Tech & Telecomm – Service for June	531.63
35320	Oswald Electric – Repair Lights at Fire Barn	105.09
35321	Aquila – Service for June	679.72
35322	Pizza Kitchen – Evening Meal 6/30	133.00
35323	Quest Diagnostics Inc – Lab Service	57.00
35324	Rediger Chevrolet – Oil Change ’01	29.56
35325	Roxanne Roth – Clean City Offices, Fire Hall, Library	255.00
35326	Mrs Wayne Roth – 2 Birthday Cakes	28.00
35327	Marty Rowland – Ump 18’s	50.00
35328	Sam’s Club – Candy and Supplies	609.12
35329	Schlegel’s – Supplies, Milk/Groc, Meat / Cheese	102.62
35330	Seward Co Rural Public Power Dist – Wells 4 & 5	401.92
35331	Marcus Siebken – Ump 10’s Tournament	45.00
35332	Arlene Sieck – Mileage to Keps for Softballs	13.95
35333	Robert Smejkal – Reimburse	53.72
35334	Stutzman Concrete – Slab for Inlet to Alley	1350.00
35335	Mike Stinson – Ump 10’s Tournament	165.00
35336	Subway Motors Co – Oil Change & Filter	41.87
35337	Sunrise Country Manor – 336 Meals for June	1008.00
35338	Vahl Drug & Paint Co – Ext Paint, Roller Cover	89.44
35339	Daniel Anderson – Ump Jr Pee Wee	20.00
35340	Norm Arnett – Ump Pony Tournament	125.00
35341	Brad Dirkschneider – Water & Sewer Deposit Refund	33.42
35342	Jeff Good – Ump Jr & Pee Wee	20.00
35343	Terry Good – Ump Jr, Pee Wee & 12’s	80.00
35344	Gerald Hauder – Ump Pony’s	25.00

35345	Zach Hauder – Ump Pony’s	25.00
35346	Christie Jeppesen – Ump 10’s & 12’s	37.50
35347	Katie Jeppesen – Ump 10’s & 12’s	37.50
35348	Michael Koci – Water & Sewer Deposit Refund	31.01
35349	Jim Krause – Ump 14’s & 16’s	210.00
35350	Metro Omaha ASA – 14 Express Regionals	150.00
35351	Notary Public Underwriters Inc – Hoggins Renewal	77.50
35352	Sam Roth – Ump Jr Pee Wee	10.00
35353	Butch Schaefer – Base Ump 18’s	30.00
35354	Seward Co CPR – Manikans, Shields	737.00
35355	Cori Wemhoff – Water & Sewer Deposit Refund	50.00
35356	United Healthcare of the Midlands – Group Health	5594.59
35657	NE Water Environment Assoc – Heartland Conf	80.00
35688	Ameritas Life Insurance Corp – Retirement	1244.89
35695	US Postmaster – Utility Billing Postage	137.95
35696	AFLAC – Acc, Cancer, Disability Supplement	152.90
35697	Alltel – Directory Advertising, Paging, Mobile Phone	47.51
35398	Assure Fire Protection – Fire Extinguishers	171.60
35399	Barco Municipal Products Inc – 6 Signs, Fire Hoses	1243.85
35400	Nick Bernasek – Umpiring	30.00
35401	Blevens Law –Lawsuit-Elev, Legal Services / July	2750.00
35402	Bonsall Pool Co, Acid, Chem Kits, Chlorine, Powder	94.40
35403	Book-Of-The-Month – 2 Books	21.39
35404	Buman’s Mechanic Services – Oil & Air Filters	36.65
35405	Centaur Enterprises Inc – Washers, Pins, Nuts	32.62
35406	City of Milford – Petty Cash	50.00
35407	Country Living – 2 Year Subscription	12.00
35408	D & D Communications – Antenna Line	16.40
35409	Doubleday Book Club – 4 Books	65.32
35410	Eakes Office Plus – Copies through copier	140.63
35411	EDM Equipment Co – Weatherstrips, Power Solenoid	68.59
35412	Mark Frey – Add’s Heartland Conf, Mlg to Kearney	64.10
35413	Heartsong Presents – 8 Books	20.96
35414	Ingram Library Services – 42 Books	366.12
35415	JEO Consulting Group – Prep One/Six Year Plan	689.50
35416	Layne Christensen Co – Grease, Packing	83.61
35417	Milford A/C & Appliance – A/C work @ City Hall	30.00
35418	Milford Plumbing – Galv Nipples, Caps, Tape	11.17
35419	Milford School Dist #5 – Fines Collected for July	45.00
35420	The Milford Times – Summer Reading Program Ad	61.60
35421	Municipal Supply Inc – Drill Machine, Clamps	400.18

35422	Mutual of Omaha Companies – Disability	69.23
35423	NE Health Lab – Nitrate/Nitrite, Coliform Tests	86.00
35424	Oliva Audio-Visual Repair – Mac 63, Apple Display	540.00
35425	Olsson Assoc – Compl Water Remod, Tower Proj	3753.95
35426	Omaha Life Insurance Co – Life Insurance	68.80
35427	OMB Police Supply – Motor, Spkr, Conversion Kit	314.94
35428	Purchase Power – Postage for Meter	400.00
35429	Accord Capital Corp – Reagent, Soap Disp, Hose	969.75
35430	Brock Roth – Ump Jr & Pee Wee	80.00
35431	Roxanne Roth – Clean City Offices, Fire Hall, Library	180.00
35432	Sack Lumber Co – Blades, Screws, Bits	69.85
35433	SCC Lincoln Campus – Hoggins/Sieck Tax Class	30.00
35434	Southern Living Books – 1 Book	29.91
35435	Wayne Stohlmann – Mtg in Kearney	1001.40
35436	Tractor Supply Co – Parts / Sprayer	174.10
35437	Troyer Concrete – Work on 1 <sup>st</sup> Street	9806.00
35438	Ulverscroft Large Print – 1 Book	27.62
35439	US Filter Distribution Group – AFC Trench Adapt	148.00
35440	Union Bank – Gary TeSelle Account	300.00
35441	Uniservice, Inc – Pants & Rags	113.26
35442	Utility Equip – 317 Saddle, Gasket Bonnet, Meters	2109.64
35443	Vahle Drug & Paint Co – 6 Gal Paint	104.94
35444	Wal Mart – Peroxide, Bndgs, Pads, Ink Crtg, Coffee	64.21
35445	Brian Anderson – Water & Sewer Deposit Refund	25.92
35446	Dona Brhel – Swimming Lessons Refund	32.00
35447	Heath Campbell – Water & Sewer Deposit Refund	50.00
35448	Brett Gondringer – Water & Sewer Deposit Refund	50.00
35449	Robin Leichty – Swimming Lessons Refund	11.90
35450	Doug & Rhonda Shively – Vacate Alley Easement	350.00
35451	Delton Stauffer – Mileage & Meals Reimburse	120.81

**REPORTS OF OFFICERS, BOARDS AND COMMITTEES:** Written reports received were Planning & Zoning minutes for July 11, 2002; Milford Aging Services Commission minutes for June 27, 2002 and July 25, 2002; Library Board minutes for July 18, 2002; Police Dept. Activity Report for July 2002. Cooper informed the Council that Sealcoat Services will not be returning to town to complete the alley project located by John Treu's home due to a big project they have for the State of NE. Frey has contacted the local contractors to re-bid the project. Burroughs - The pool will be closing on August 11, 2002 as we do not have the appropriate staff to stay open for the weekends until Labor Day. Blevens – General Excavating will be out on Monday, August 12, 2002 to finalize the Valley View Lift Station. Chief

Siebken - Officers Winkelmann and Johnson are now patrolling out on their own. Both officers are doing a fine job. The activity report reflects an active July for all the officers. Total calls for service – 861. Plessel – The alley between 1<sup>st</sup> & Park Ave. and “C” & “D” Streets has been rocked and is now completed.

**COMMUNICATIONS:** Sales tax received for the month of May 2002 was \$11,291.52. Resignation letters received from Recreation Board members Peggy Rediger and Steven Carritt.

**UNFINISHED BUSINESS:**

**Alltel, Wireless Communication Antenna/Contract:** No action taken.

**Private Wells – Discussion:** Burroughs noted that after reviewing the points of discussion from the last meeting, the Ordinance presented is much more encompassing and protective for the City of Milford, even with the increase of the fee structure. There are currently 6 private wells in town. Frey noted that the inspections have not been done on an annual basis but will be from now on. Discussion was held as to the current homeowners that have private wells plumbed directly to the house for outside use. The new ordinance would not allow any private well to be connected directly to a home for any use.

**Introduction and Adoption of Ordinance – Private Wells:** Council member Burroughs introduced the following Ordinance:

ORDINANCE NO. 728

AN ORDINANCE OF THE CITY OF MILFORD, NEBRASKA TO SET MINIMUM CONSTRUCTION REQUIREMENTS FOR NEW AND EXISTING PRIVATE WELLS; LIMITING THE USE OF PRIVATE WELLS WITHIN THE MUNICIPALITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PRESCRIBING THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT.

(See Ordinance Record)

**NEW BUSINESS:**

**NPPD Conversion:** Craig Vincent and Mike Damon with NPPD explained the voltage conversion, which will take place in Milford. All distribution transformers will be changed during this project. Milford’s electric system will convert from a 4.16 KV capacity to 12.5 KV. The town has been divided into sections and every section will experience an outage. Estimated time for these outages will be roughly 2 hours. Upgrading will provide for a more reliable system and will handle any future growth to the City. The project started on July 8<sup>th</sup> and completion date is scheduled for Oct. 1, 2002. The Milford Times will provide outage information for the community.

**Concessions – Tom McCall:** Mr. McCall presented a check from the profits of the concession stand in the amount of \$2,423.00. Tom noted that a new

microwave and a large cooler were purchased for the stand. He also rented the Swimming Pool for every child that played ball and their families to attend a Pool Party on Wednesday, August 07, 2002. Tom mentioned some electrical issues that need to be addressed out at the stand. He also noted that next year he hoped to have more parental help in regards to working the stand. With the Council's permission he would like to run the stand next year the same way as long as parents agree to help out. Council granted Tom McCall permission to proceed next year as he did this year.

**Initial Order – Webermeier Scholarships:** A motion was made by Neal and seconded by Cooper to approve the initial orders for the 27 recipients of the Webermeier Scholarships, totaling \$456.74 per student for the 1<sup>st</sup> semester of the 2003 school year. Roll call vote: Neal yes, Cooper yes, Burroughs yes, Fortune absent. Motion carried.

**Award Bid – Sr. Center Meals:** A motion was made by Neal and seconded by Cooper to accept the meal bid from Sunrise Country Manor in the amount of \$3.25 per meal. Roll call vote: Neal yes, Cooper yes, Burroughs yes, Fortune absent. Motion carried.

**Introduction and Adoption of Ordinance-Issuance of Water Bonds:** Bill Abts with Ameritas presented the paper work involved to proceed with the General Obligation Bond. Council member Neal introduced Ordinance No. 729 entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF WATER BONDS, OF THE CITY OF MILFORD, NEBRASKA, IN THE PRINCIPAL AMOUNT OF SEVEN HUNDRED SEVENTY THOUSAND DOLLARS (\$770,000); PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE DISPOSITION OF THE BOND PROCEEDS AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM and moved that the statutory rule requiring reading on three different days be suspended. Council member Burroughs seconded the motion to suspend the rules and upon roll call vote on the motion the following Council members voted YEA: Neal, Burroughs, Cooper. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule was declared suspended for consideration of said ordinance. Said ordinance was then read by title and thereafter Council member Burroughs moved for final passage of the ordinance, which motion was seconded by Council member Cooper. The Mayor then stated the question was "Shall Ordinance No. 729 be passed and adopted?" Upon roll call vote, the following Council members voted

YEA: Burroughs, Cooper, Neal. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by three-fourths of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the council signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein.

**Private Well-Maury Hansen:** A motion was made by Burroughs and seconded by Neal to authorize Maury Hansen to drill a private well following the guidelines of the new Ordinance No. 728. Roll call vote: Burroughs yes, Neal yes, Cooper yes, Fortune absent. Motion carried.

**Approve Payments:**

**Water System Modeling, Olsson Assoc:** A motion was made by Burroughs and seconded by Cooper to approve payment of invoice #53764 in the amount of \$665.20 for the water system modeling project. Roll call vote: Burroughs yes, Cooper yes, Fortune absent, Neal yes. Motion carried.

**Water Storage Tank, Olsson Assoc:** A motion was made by Burroughs and seconded by Neal to approve payment of invoice #53948 in the amount of \$3,088.75. Roll call vote: Burroughs yes, Neal yes, Cooper yes, Fortune absent. Motion carried.

**Appointments-Recreation Committee:** A motion was made by Burroughs and seconded by Neal to approve the Mayor's recommendation to appoint Jeff Heckman to the Recreation Committee. Roll call vote: Burroughs yes, Neal yes, Cooper yes, Fortune absent. Motion carried.

A motion was made by Burroughs and seconded by Neal to approve the Mayor's recommendation to appoint Shelly Tolle to the Recreation Committee. Roll call vote: Burroughs yes, Neal yes, Cooper yes, Fortune absent. Motion carried.

**Authorize Signature-Contract Documents, Maguire Iron, Inc.:** A motion was made by Cooper and seconded by Burroughs to authorize the Mayor to sign the contract documents for Maguire Iron, Inc. Roll call vote: Cooper yes, Burroughs yes, Fortune absent, Neal yes. Motion carried.

**Executive Session-Personnel:** A motion was made by Neal and seconded by Burroughs to go into Executive Session. Roll call vote: Neal yes, Burroughs yes, Cooper yes, Fortune absent. Motion carried and Council adjourned from regular session at 8:25 pm.

A motion was made by Neal and seconded by Burroughs to return to regular session. Roll call vote: Neal yes, Burroughs yes, Cooper yes, Fortune absent. Motion carried and Council returned to regular session at 8:45 pm.

**ADJOURNMENT:** A motion was made by Burroughs and seconded by Cooper to adjourn the meeting. Roll call vote: Burroughs yes, Cooper yes, Fortune absent, Neal yes. Motion carried and meeting adjourned at 8:45 pm.

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City Clerk

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Mayor

### CERTIFICATION

I, the undersigned, City Clerk of the City of Milford, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on August 6, 2002 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

(SEAL)

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Jeanne Hoggins, City Clerk